

STATE OF OREGON
 COUNTY OF UMATILLA
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

A.J. WENTLAND
 52864 STATELINE ROAD
 MILTON-FREEWATER, OREGON 97862

confirms the right to use the waters of the WEST PRONG OF THE LITTLE WALLA WALLA RIVER, tributary to the WALLA WALLA RIVER for DOMESTIC, LIVESTOCK, and IRRIGATION 19.0 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Umatilla County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 3, at Page 323. The date of priority is 1890.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.49 CUBIC FOOT PER SECOND (IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION LOCATED WITHIN SW¼ SE¼, SECTION 15, T 6 N, R 35 E, W.M. (METSKER LATERAL), or its equivalent in case of rotation.

The authorized point of diversion is located as follows:

| Twp | Rng | Mer | Sec | Q - Q | Survey Coordinates |
|-----|------|-----|-----|-------|---|
| 6 N | 35 E | WM | 15 | NE SW | 50 feet South and 500 feet West from the Center of Section 15 |

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

| DOMESTIC | | | | |
|----------|------|-----|-----|-------|
| Twp | Rng | Mer | Sec | Q - Q |
| 6 N | 35 E | WM | 15 | SE NW |
| 6 N | 35 E | WM | 15 | NE SW |

| LIVESTOCK | | | | |
|-----------|------|-----|-----|-------|
| Twp | Rng | Mer | Sec | Q - Q |
| 6 N | 35 E | WM | 15 | SE NW |
| 6 N | 35 E | WM | 15 | NE SW |

| IRRIGATION | | | | | |
|------------|------|-----|-----|-------|-------|
| Twp | Rng | Mer | Sec | Q - Q | Acres |
| 6 N | 35 E | WM | 15 | SE NW | 17.7 |
| 6 N | 35 E | WM | 15 | NE SW | 1.3 |

This certificate is issued to confirm an HISTORIC CHANGE IN POINT OF DIVERSION approved by an order of the Water Resources Director entered June 12, 2008, approving Transfer Application T-10381, and together with Certificate 84242, supersedes Certificate 1771, State Record of Water Right Certificates.

The quantity of water diverted at the new point of diversion (shallow well) shall not exceed the quantity of water lawfully available at the original point of diversion.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

The well from which water is taken under the right shall be constructed and maintained so that the effect on the surface water source of the use of water from the well will be similar to the use of the original authorized point of diversion.

The use of water under this right shall be subject to regulation consistent with other water rights from the surface water source and to all other applicable conditions and restrictions that existed at the original point of diversion.

If, within five years after approval of the transfer, the Department finds that the transfer results in substantial or undue interference with an existing ground water right due to use of the pump, that would not have occurred in the absence of the transfer, the new point of appropriation shall be subordinate to the existing right injured by the transfer.

The original point of diversion of surface water shall not be retained as an additional or supplemental point of diversion under the right. However, if within five years after approval of the transfer, the Department receives a transfer application to return to the last authorized surface water point of diversion, the application shall be approved.

When required by the Department, the water user shall install, maintain and operate an in-line flow meter or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed June 12, 2008.



Phillip C. Ward, Director *fw*